IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 3462 of 1996

For Approval and Signature:

HON'BLE MR.JUSTICE K.S.JHAVERI

==========

1. Whether Reporters of Local Papers may be allowed to see the judgement? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

PUNJAJI HARDASJI CHARDIA

Versus

DISTRICT SUPPLY OFFICER

Appearance:

1. Special Civil Application No. 3462 of 1996

MR UA TRIVEDI for Petitioner No. 1

MR KL PANDYA, AGP for Respondent No. 1-3

CORAM : HON'BLE MR.JUSTICE K.S.JHAVERI

Date of decision: 08/04/2004

ORAL JUDGEMENT

Learned AGP Mr.Pandya produces the death certificate of the petitioner who has expired on 15th

March 2002 and also makes a statement that the wife of the petitioner, Smt.Haviben Punjaji Charadia has been granted the licence by the Mamlatdar on 10th January 2003. Therefore, the present proceedings has become infructuous inasmuch as while admitting this matter, this Court has stayed the order of cancellation of licence and all-throughout the petitioner operated the licence. Therefore, in view of the fact that the petitioner has expired and all-throughout his life-time he has continued with the business pursuant to the protection by this Court and more particularly when the authority itself has sympathetically granted the licence to the widow of the petitioner, the petition has become infructuous. Therefore, the petition stands disposed of as having become infructuous. Rule is discharged. interim relief shall stand vacated. No order as to costs.

(K.S. Jhaveri, J.)

Sreeram.